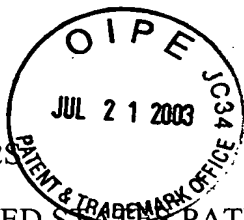


#9  
Election  
7/29/03  
amr



DOCKET NO.: 219030US2S

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
TOSHITAKE YAEGASHI : EXAMINER: PIZARRO CRESPO  
SERIAL NO: 10/058,343 :  
FILED: JANUARY 30, 2002 : GROUP ART UNIT: 2814  
FOR: NON-VOLATILE :  
SEMICONDUCTOR MEMORY  
DEVICE AND METHOD OF  
MANUFACTURING THE SAME

ELECTION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

**Response to Election Requirement begins on page 2 of this paper.**

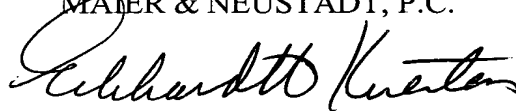
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JUL 22 2003  
TECHNOLOGY CENTER 2800

In response to the Election Requirement dated June 20, 2003, Applicant elects Species #2, drawn from Figs. 28-43 on which claims 1, 3, 4, 6, 7, 11, 12, 18, 19, 22, 23, 25-27, 31, 33 and 34 are readable.

Accordingly, examination on the merits of Species #2 is believed to be in order, and an early and favorable action is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



Eckhard H. Kuesters  
Registration No. 28,870



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Tel.: (703) 413-3000

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Docket No.: 219030US2S



COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/058,343  
Applicants: Toshitake YAEGASHI  
Filing Date: January 30, 2002  
For: NON-VOLATILE SEMICONDUCTOR MEMORY  
DEVICE AND METHOD OF MANUFACTURING  
THE SAME  
Group Art Unit: 2814  
Examiner: Marcos PIZARRO CRESPO

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JUL 22 2003  
TECHNOLOGY CENTER 2800  
ATTORNEYS AT LAW

SIR:

Attached hereto for filing are the following papers:

**Election Response**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

Registration No. 28,870



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